

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:

Lucky Times Liquors, LLC
t/a Shulman Liquors

License No.: 60659
Order Number: 2010-042

Application for Single Sales
Exception to a Retailer's
Class A License

at premises
1550 1st Street, S.W.
Washington, D.C. 20024

Lucky Times Liquors, LLC, t/a Shulman Liquors

Ron McBee, Chair, Advisory Neighborhood Commission (ANC) 6D

BEFORE: Charles Brodsky, Chairperson
Mital M. Gandhi, Member
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member

**ORDER ON APPLICATION FOR EXCEPTION TO SINGLE SALES
RESTRICTION AND AMENDMENT TO VOLUNTARY AGREEMENT**

The official records of the Alcoholic Control Board (Board) reflect that Lucky Times Liquors, LLC, t/a Shulman Liquors, Applicant for Exception to Single Sales Restriction, located at 1550 1st Street, S.W., Washington D.C., and Ron McBee, Chairperson, on behalf of Advisory Neighborhood Commission (ANC) 6D, (collectively, the Parties) have entered into an Amendment to the Voluntary Agreement (Agreement) dated March 1, 2010, setting forth the terms and conditions that govern the operation of the Applicant's establishment and incorporating an agreement to waive the single sales restriction. The existing Voluntary Agreement among the Parties, December 9, 2008, remains in effect except with respect to the instant Amendment.

The Applicant does not have any primary or secondary tier violations within 12 months preceding the date of the application and the ANC supports this request, as demonstrated in the Amendment to the Voluntary Agreement among the Parties to waive the single sales restriction for this establishment subject to the terms and conditions therein. For these reasons, the Board finds no significant adverse community impacts

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and grants the Application. The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant, Chairperson Ron McBee, Commissioner Rhonda Hamilton, and Dr. Coralie Farlee are signatories to the Agreement.

Accordingly, it is this 10th day of March 2010, **ORDERED** that:

1. The Application filed by Lucky Times Liquors, LLC, t/a Shulman Liquors for an Exception to the Single Sales Restriction at the location of 1550 1st Street, S.W., Washington, D.C., is **GRANTED**;

2. The Board's approval of this Application is perpetual and not limited to one year;

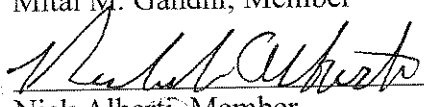
3. This above-referenced Amendment to Voluntary Agreement submitted by the Parties to govern the operations of the Applicant's establishment, in accord with the existing Voluntary Agreement among the Parties dated December 8, 2008, is **APPROVED** and **INCORPORATED** as part of this Order; and

4. Copies of this Order shall be sent to the Applicant and to ANC 6D.

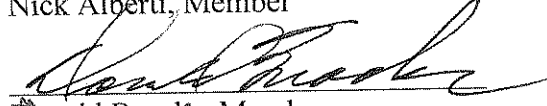
District of Columbia
Alcoholic Beverage Control Board

Charles Brodsky, Chairperson

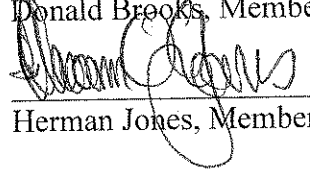
Mital M. Gandhi, Member



Nick Alberti, Member



Donald Brooks, Member



Herman Jones, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any Party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 1250 U Street, N.W., 3rd Floor, Washington, D.C. 20009.



**Advisory Neighborhood
Commission 6D**

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DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE
REGULATORY ADMINISTRATION

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REC'D BY KB

Mr. Charles Brodsky, Chair
Alcoholic Beverage Regulatory Administration
1250 U Street, N. W., Third Floor
Washington, D. C. 20009

March 1, 2010

Dear Mr. Brodsky:

This letter concerns proposed Voluntary Agreement for Shulman's Liquors dated January 11, 2010, and the earlier VA with that Establishment dated 12/9/08.

In accordance with ABC Board comments on 2/24/10 as conveyed to us by AAG Thea Davis, we provide the following decision by ANC6D.

- 1- We will withdraw the new VA dated 1/11/10;
- 2- We want to amend the earlier 12/9/08 VA as follows:

a- In paragraph 1, omit this sentence: "The licensee shall not sell beer, malt liquor or ale with a capacity of 70 ounces or less and half pints or less after one year from the effective date if the DC law unless this Voluntary Agreement providing the authorization to sell in renewed by the ANC. Applicant/licensee must reapply for continued exceptions."

b- In paragraph 8, omit this sentence: "This will include providing an appropriate number of security officers, at all times when the Establishment is open to the public, who shall be responsible for ensuring that."

c- In paragraph 8, immediately after the above: capitalize the letter "A" so that the remaining sentence reads: "Any individuals who are simply loitering are asked to move along."

If you have questions about these changes, please contact Dr. Coralie Farlee, Chair, ABC Committee, ANC6D at cfarlee@mindspring.com or 202-554-4407.

Sincerely,

Rhonda Hamilton
ANC Commissioner 6D06

Ron McBee, Chair
ANC 6D06

Coralie Farlee, Chair
ABC Committee, ANC6D

cc: Mr. Arun Phull, Shulman's Liquors